Attorney Docket No. BSCU-031/06US   **PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Ralph V. CLAYMAN et al.   Examiner: Williams, Catherine Serke

Serial No.: 10/661,823   Art Unit: 3763

Filed: September 12, 2003   Confirmation No.: 7353

For: **URETERAL STENT WITH SMALL BLADDER TAIL(S)**

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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

A statement of reasons for allowance was set forth in the Notice of Allowance mailed on May 10, 2005, in connection with the above-identified application.

While the Applicants agree that the pending claims are allowable for at least the reasons set forth in the Examiner's statement, the Applicants submit that the invention as recited by the claims and as described in the present application is patentable over the art of record for reasons in addition to those listed in the Examiner's statement. For example, Applicants note that the Examiner's statement paraphrases elements of the independent claims. Applicants note that the language of the claims as allowed defines the invention and the language in the Examiner's statement should not be construed as limiting the claims in any manner. Moreover, the claims contain recitations in addition to those stated by the Examiner that provide additional bases for patentability over the art of record. Accordingly, the Applicants reserve the right to pursue claims of different scope than those in the present application. For example, such claims may not necessarily need

to include the elements identified in the Examiner's Statement of Reasons for Allowance

in the present application.

This statement commenting on the reasons for allowance is timely submitted.

Dated: _8/3/05_

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Respectfully submitted,
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